

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

\* \* \*

UNITED STATES OF AMERICA, ) Case No.: 2:08-cr-0085-RLH-PAL  
Plaintiff, )  
vs. ) **ORDER OF REFERRAL TO**  
GALEN FISHER, ) **U.S. ATTORNEY**  
Defendant. )

Defendant Fisher has filed a petition pursuant to 28 U.S.C. §2255 for ineffective assistance of counsel and for imposition of a sentence which is allegedly unreasonable under 28 U.S.C. §3553(a) and excessive under the guideline range set forth in §7B1.1 of the United States Sentencing Commission Guidelines Manual. (#54, filed May 6, 2011).

Pursuant to 28 U.S.C. §2255, the Court refers this motion to the United States Attorney for a response and directs the Clerk of Court to copy and deliver to the United States Attorney copies of the Motion and the Memorandum. The United States Attorney shall file a response to the motion no later than May 24, 2011. Defendant Fisher shall file any reply no later than June 7, 2011.

IT IS SO ORDERED.

Dated: May 12, 2011.

  
**ROGER L. HUNT**  
Chief United States District Judge